



**NIRB File No.: 11EN019**  
AANDC File No: N2011C0011  
NWB File No.: 2BE-KLG1116

March 25, 2013

The Honourable Bernard Valcourt  
Minister of Aboriginal Affairs and Northern Development  
c/o Jeff Mercer, Manager Land Administration  
Aboriginal Affairs and Northern Development Canada  
Box 100  
Iqaluit, NU X0A 0H0

Via email: [jeff.mercer@aandc.gc.ca](mailto:jeff.mercer@aandc.gc.ca), [landsmine@aandc.gc.ca](mailto:landsmine@aandc.gc.ca)

**Re: Application Exempt from the Requirement for Screening pursuant to Section 12.4.3 of the NLCA: Prosperity Goldfield Corp's "Kiyuk Lake" project, Kivalliq Region**

Dear Jeff Mercer:

On December 5, 2012 the Nunavut Impact Review Board (NIRB or Board) received an application from Aboriginal Affairs and Northern Development Canada (AANDC) for an amendment to AANDC Land Use Permit N2011C0011 for Prosperity Goldfield Corp.'s (Prosperity) "Kiyuk Lake" project. On December 3, 2012 the NIRB received a positive conformity determination (Keewatin Regional Land Use Plan) from the Nunavut Planning Commission for this file.

Please be advised that the original project proposal (NIRB File No.: 11EN019) was received by the NIRB from Indian and Northern Affairs Canada (INAC; now AANDC) on April 1, 2011 and was screened by the Board in accordance with Part 4, Article 12 of the Nunavut Land Claims Agreement (NLCA). On May 31, 2011 the NIRB issued the enclosed NLCA 12.4.4(a) screening decision to the Minister of Indian and Northern Affairs Canada which indicated that the proposed project could proceed subject to the NIRB's recommended project-specific terms and conditions.

On December 2, 2011 the NIRB received an application for an amendment from AANDC to the Land Use Permit for the above mentioned project. After a thorough assessment of the amendment request, the NIRB determined that the application was exempt from the requirement for further screening pursuant to Section 12.4.3 of the NLCA, and reissued the enclosed screening decision report on December 15, 2011.

On July 4, 2012 the NIRB received an application for another amendment from AANDC to the Land Use Permit for the above mentioned project. After a thorough assessment of the

amendment request, the NIRB determined that the application was exempt from the requirement for further screening pursuant to Section 12.4.3 of the NLCA, and reissued the enclosed screening decision report on August 22, 2012.

The current AANDC application, the original NIRB Screening Decision Report (File No. 11EN019) and related file information are available from the NIRB's online public registry at the following link:

<http://ftp.nirb.ca/01-SCREENINGS/COMPLETED%20SCREENINGS/2011/11EN019-Prosperity%20Goldfield%20Corp%20-%20Kiyuk%20Lake/>.

#### PREVIOUSLY-SCREENED PROJECT PROPOSAL:

As previously screened by the NIRB (File No. 11EN019), the "Kiyuk Lake" project was located within the Kivalliq region, 350 kilometres (km) southwest of Arviat and 100 km north of the Manitoba border. The program was proposed to take place from the spring of 2011 through the fall of 2016 with the goal of evaluating the Kiyuk Lake Gold deposit.

The activities and components associated with the original proposal included:

- Overland transport of construction materials, supplies, and wastes using snow machines and a treaded tractor for approximately 6 trips per season;
- Use of treaded tractor to clear an ice strip for fixed wing aircraft support;
- Construction of an esker airstrip for summer fixed wing aircraft support;
- Transportation of bulk fuel and supplies by fixed wing aircraft and helicopter;
- Construction of a 20 person temporary camp composed of two structural insulated panel (SIP) structures, 10 Kevlar based dome tents, a generator, water pumps, and incinerator, as well as All-Terrain Vehicle (ATV) for camp use only;
- Installation of 5 double walled, 4,540 Litre (L) bulk fuel storage tanks placed near the camp;
- Fuel caches to support drilling program;
- Drilling program consisting of 1 diamond drill, 22 holes, each hole a maximum 250 metres deep;
- Movement of drill by tractor when the ground was frozen, and by helicopter during the surface thaw period;
- Estimated water usage of 55 cubic metres per day to support drilling and camp operations.

The additional activities associated with the December 2, 2011 amendment included:

- Increasing on-site fuel and fuel storage capacity from a maximum of 5 (4,540 L) tanks to a maximum of an additional 6 (4,540 L) tanks (for a combined total of 11 tanks or 49,940 L);
- Increasing the size and function of the camp by adding buildings and infrastructure, specifically adding 1 ATV, 1 camp generator, and water pumps;
- Expansion of exploration activities to include:
  - Addition of one drill plus two water pumps and one generator;
  - Increasing drilling activity from 22 holes at 250m depth as projected in 2011, to 60 holes at 200m depth to be drilled in 2012;

- Increase overall water use from 55 cubic metres per day to 100 cubic metres per day.

The additional activities associated with the July 4, 2012 amendment included:

- Addition of one 4,540 L bulk fuel storage tank to existing bulk fuel storage;
- Addition of one tent to existing camp infrastructure;
- 6-week exploration program including airborne geophysics of the property (approx. 1200 km<sup>2</sup>), prospecting, mapping, and sampling of rock, till, soil, and vegetation.

***The comprehensive scope of the project, updated in the July 4, 2012 application for an amendment, outlined the following:***

- On site bulk fuel storage tanks: (12) twelve tanks with 4,540 L capacity (54,480 L) and (4) four tanks with 2,222 L capacity, for an overall total of tanked bulk fuel storage capacity of 63,368 L;
- Fuel cache storage to include up to 58 drums diesel (total 11,890 L), 62 drums of aviation fuel (total 12,710 L), 3 drums of gasoline (total 615 L), 6 Gerry cans of gasoline (total 30 L), and 80 cylinders and 4 tanks of propane (total 8,100 pounds);
- 100 cubic metres water use per day;
- Overland transport of construction materials, supplies, and wastes to and from camp and drill sites using snow machines and a treaded tractor for approximately 6 trips per season;
- Use of treaded tractor to clear an ice strip for winter use by fixed wing aircraft support;
- Construction of an esker airstrip for summer use by fixed wing aircraft support;
- Ongoing maintenance of 40 person camp;
- Exploratory drilling of 60 holes to approximately 200m depth using 2 drills during 2012;
- Airborne geophysics of the property (approx. 1200 km<sup>2</sup>) after mid-July of plus prospecting, mapping, and sampling of rock, till, soil, and vegetation.

#### CURRENT APPLICATION:

Prosperity is currently proposing to amend its AANDC Land Use Permit (No. N2011C0011) to include the following additional components and activities:

- Increase on-site fuel storage by adding (2) two 30, 000 L bulk fuel storage tanks for an updated total capacity of on-site bulk fuel storage of 120,368 L;
- Addition of (2) two fuel transport tanks (each with 500 gallon capacity);
- Increase water usage from 100 cubic metres per day to 160 cubic metres per day;
- Increase camp infrastructure to accommodate up to 50 people by adding:
  - 3 administration tents and 5 accommodation tents,
  - 2 bathrooms,
  - (2) two snowmobiles,
  - (2) two all-terrain vehicles,
  - (2) two MST 2200 Morooka track machines;
- Expand the drilling exploration program to include:
  - (1) one additional drill for a total of 3 drills, and
  - Increase drilling activities from 60 holes at 200m depth to 135 holes; and,
- Additional machinery on site, including (1) one Caterpillar bulldozer, (1) one 315 CL Caterpillar track excavator and (1) tip-trailer to site via Hercules.

The application materials submitted for the current amendment included a general reference to the future development of a new airstrip. Please be aware that the development of a new airstrip and other associated activities including use of any such airstrip have not been considered to be included within the scope of project activities addressed by this letter and that such will require that additional applications be forwarded to the NIRB for its consideration.

Please note that Section 12.4.3 of the NLCA states that:

*“Any application for a component or activity of a project proposal that has been permitted to proceed in accordance with these provisions shall be exempt from the requirement for screening by NIRB unless:*

*(a) such component or activity was not part of the original project proposal; or*

*(b) its inclusion would significantly modify the project.”*

On December 21, 2012 the NIRB distributed the current amendment request to a regional distribution list and requested that interested parties provide submission of any comments or concerns related to the application by January 21, 2013; a deadline which was later extended to February 21, 2013 at the request of parties.

On or before February 21, 2013 the NIRB received comments from the following interested parties:

- Environment Canada
- Transport Canada
- Aqigiq Hunters and Trappers Organization
- Athabasca Denesuline
- Canadian Arctic Resource Committee
- Manitoba Denesuline

All comments received pertaining to this project proposal are attached to this letter (**Appendix A**); the following provides a *summary* of the main issues raised by parties:

- Notification of changes to the status and listing of certain Species at Risk in the Project area;
- Recommend that the proposed airstrip and structures within navigable waters follow necessary regulations and legislation;
- Concerns regarding impacts to wildlife habitat;
- Noted non-support for the project;
- Concern that previous request to meet with Prosperity was not fulfilled;
- Concerns regarding the impacts to caribou and its land needs (migration, recuperation and calving);
- Concerns regarding cumulative effects;
- Recommend that a Heritage Resource Impact Assessment be conducted at the proposed airstrip location attended by (2) two representatives from the Manitoba Denesuline.

After completing a review of the information provided in support of the current application as well as comments received from parties, the NIRB is of the understanding that the proposed amendment does not change the general scope of the original project activities, and the exceptions noted in NLCA 12.4.3(a) and (b) do not apply. Therefore, this application is exempt from the requirement for screening pursuant to Section 12.4.3 of the NLCA and the activities therein remain subject to the terms and conditions recommended in the original May 31, 2011 Screening Decision Report (enclosed).

Recognizing the continued level of public interest in the ongoing activities proposed by Prosperity Gold for its Kiyuk Lake project, the NIRB notes that broader concerns and issues have been raised as relating to land use in the Kivalliq region, the potential for cumulative effects associated with this and other ongoing or proposed developments, and the increasing pressures placed upon caribou herds within the area. The Nunavut Planning Commission, the Kivalliq Inuit Association, Aboriginal Affairs and Northern Development Canada, and the Government of Nunavut have been notified of this increasing concern by the NIRB through recommendations provided in correspondence and Screening Decision Reports for projects proposed within the Kivalliq region<sup>1</sup>. Specific to the Board's assessment of this project proposal, the NIRB recommends these agencies consider taking steps which ensure that land use designations and caribou management and protection measures are reflective of these concerns and work to protect species and regions of particular importance to Nunavummiut and others within Canada who may depend upon these areas or caribou herds for their livelihood, traditional purposes, and subsistence lifestyles.

Specifically, the Board has previously recommended<sup>2</sup> that territorial and federal government agencies in Nunavut work together with Regional Inuit Associations, co-management boards and industry to develop an action plan to identify and mitigate potential cumulative effects of human land use activities, including mineral exploration on barren-ground caribou, noting that this

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<sup>1</sup> 11EN031, 11EN046, 12YN015, 08EN052, 12EN012, as follows:

NIRB File No.: 11EN031, SDR (July 13, 2011). Available at: <http://ftp.nirb.ca/01-SCREENINGS/COMPLETED%20SCREENINGS/2011/11EN031-IronOne%20Inc-Maguse%20River%20Project/03-DECISION/>

NIRB File No. 12YN015, SDR (May 7, 2012). Available at: <http://ftp.nirb.ca/01-SCREENINGS/COMPLETED%20SCREENINGS/2012/12YN015-GSC%20Reconnaissance%20Geology/03-DECISION/>.

NIRB File No. 08EN052, SDR (March 23, 2012). Available at: <http://ftp.nirb.ca/01-SCREENINGS/COMPLETED%20SCREENINGS/2008/08EN052-Kivalliq%20Energy%20Corporation/>

NIRB File No. 12EN012, SDR (May 4, 2012). Available at <http://ftp.nirb.ca/01-SCREENINGS/COMPLETED%20SCREENINGS/2012/12EN012-Stornoway-Qilalugaq%20Project/03-DECISION/>

<sup>2</sup> NIRB File No. 11EN046, SDR (March 5, 2012). Available at: <http://ftp.nirb.ca/01-SCREENINGS/COMPLETED%20SCREENINGS/2012/11EN046-Anconia%20Resources-Marce%20Claims/03-DECISION/>

assessment of cumulative effects needs to occur at a regional scale which addresses areas beyond those impacted by individual projects.

In addition, the Board notes that the terms and conditions as issued in the original May 31, 2011 Screening Decision Report were provided to the Minister of AAND with the recommendation that they be imposed upon the Proponent through all relevant legislation. These were meant to be directly incorporated into authorizations as would then be issued for the project by Aboriginal Affairs and Northern Development Canada. As such, and recognizing the ongoing public interest in this project, the NIRB requests that AANDC demonstrate how the Board's previously recommended terms and conditions have been incorporated into the Land Use Permit (No. N2011C0011) for the Kiyuk Lake project. Where terms and conditions have not been incorporated, the NIRB requests that AANDC indicate how the potential ecosystemic impacts of the Kiyuk Lake project have been addressed through relevant authorizations as issued. In addition, the NIRB requests that AANDC update the NIRB outlining any land use inspections which have been undertaken during the life of the Kiyuk Lake project, as well as providing copy of any reporting which may have been provided to AANDC by Prosperity Goldfield Corp. as required by the Land Use Permit for the Kiyuk Lake project.

The NIRB respectfully requests that AANDC provide the requested information to our office within 30 days' receipt of this correspondence. Should you have any questions or require clarification, please contact Amanda Hanson, the NIRB's Director of Technical Services, at (867) 983-4615 or [ahanson@nirb.ca](mailto:ahanson@nirb.ca).

Sincerely,



Ryan Barry  
Executive Director  
Nunavut Impact Review Board

cc: Distribution List  
Tracey McCaie, Aboriginal Affairs Northern Development Canada  
Sharon Ehaloak, Nunavut Planning Commission  
Jo-Anne Falkiner, Government of Nunavut  
Luis Manzo, Kivalliq Inuit Association  
Phyllis Beaulieu, Nunavut Water Board  
Saz Yaqzan, Geotarget Consulting Ltd

Attachment: Appendix A: Comment Submissions, File No.: 11EN019 (February 21, 2013)

Enclosed: NIRB Screening Decision Report, File No.: 11EN019 (May 31, 2011)

APPENDIX A: COMMENT SUBMISSIONS, FILE NO. 11EN019  
(RECEIVED FEBRUARY 21, 2013)



Environmental Assessment (EA) North  
Environmental Protection Operations  
Qimugjuk Building 969  
P.O. Box 1870  
Iqaluit, NU X0A 0H0  
Tel: (867) 975-4631  
Fax: (867) 975-4645

February 21, 2013

EC file: 4704 004 067  
NIRB file: 11EN019

Kelli Gillard  
Technical Advisor  
Nunavut Impact Review Board  
PO Box 1360  
Cambridge Bay, NU X0B 0C0

Via email: [info@nirb.ca](mailto:info@nirb.ca)

**RE: 121221: NIRB 11EN019: Application Acknowledgement and Comment Request for Prosperity Goldfield Corp.'s "Kiyuk Lake" project**

Environment Canada (EC) has reviewed the information submitted to the Nunavut Impact Review Board (NIRB) regarding the above-mentioned project and is submitting comments on mitigation measures as well as other matters of importance to the project proposal as requested by the NIRB. EC's specialist advice is provided pursuant to the *Canadian Environmental Protection Act 1999*, the pollution prevention provisions of the *Fisheries Act*, the *Migratory Birds Convention Act*, and the *Species at Risk Act*.

Prosperity Goldfield Corp. is applying to amend Aboriginal Affairs and Northern Development Canada's (AANDC) Land Use Permit N2011C0011 for their Kiyuk Lake Project. Under this amendment, the proponent is proposing to include additional project components: increased on-site fuel storage through the addition of two 30,000 L bulk fuel storage tanks and two additional 500 gallon fuel transport tanks, increased overall water usage from 10 cubic metres per day to 160 cubic metres per day, increased camp size and infrastructure, expanded exploration drilling, and preparation for future construction of an airstrip by transporting heavy equipment to site.

Based on a review of the proposed additional project activities, EC provides the following comments for the NIRB's consideration:

#### **Wildlife and Species at Risk**

- EC would like to notify the proponent that the status and listing of certain species at risk present in the project area have changed. The following table has the most current information for the species at risk that may be found in the area.

<b>Terrestrial Species at Risk potentially within project area <sup>1</sup></b>	<b>COSEWIC Designation</b>	<b>Schedule of SARA</b>	<b>Government Organization with Primary Management Responsibility <sup>2</sup></b>
Horned Grebe (Western population)	Special Concern	Pending	EC
Peregrine Falcon	Special Concern ( <i>anatum-tundrius</i> complex <sup>3</sup> )	Schedule 1	Government of Nunavut
Short-eared Owl	Special Concern	Schedule 1	Government of Nunavut



Rusty Blackbird	Special Concern	Schedule 1	Government of Nunavut
Polar Bear	Special Concern	Schedule 1	Government of Nunavut
Grizzly Bear	Special Concern	Pending	Government of Nunavut
Wolverine (Western population)	Special Concern	Pending	Government of Nunavut

<sup>1</sup> The Department of Fisheries and Oceans has responsibility for aquatic species.

<sup>2</sup> Environment Canada (EC) has a national role to play in the conservation and recovery of Species at Risk in Canada, as well as responsibility for management of birds described in the Migratory Birds Convention Act (MBCA). Day-to-day management of terrestrial species not covered in the MBCA is the responsibility of the Territorial Government. Populations that exist in National Parks are also managed under the authority of the Parks Canada Agency.

<sup>3</sup> The *anatum* and *tundrius* subspecies of Peregrine Falcon were reassessed by COSEWIC in 2007 and combined into one subpopulation complex. This subpopulation complex was assessed by COSEWIC as Special Concern, and was added to Schedule 1 of SARA in July 2012.

Comments previously submitted on behalf of EC regarding this project on May 20, 2011 and 12 December 2011 would still apply. If there are any additional proposed changes to the project EC should be notified, as further review may be necessary. Please do not hesitate to contact the undersigned with any questions or comments with regards to the foregoing at (867) 975-4631 or [Paula.C.Smith@ec.gc.ca](mailto:Paula.C.Smith@ec.gc.ca).

Regards,



Paula C. Smith  
Environmental Assessment Coordinator

cc: Carey Ogilvie, Head EA-North, EA and Marine Programs, EC

## COMMENT FORM FOR NIRB SCREENINGS

The Nunavut Impact Review Board (NIRB) has a mandate to protect the integrity of the ecosystem for the existing and future residents of Nunavut. To assess the environmental and socio-economic impacts of the project proposal, NIRB would like to hear your concerns, comments and suggestions about the following project proposal application:

<b>Project Proposal Title:</b> <b>Kiyuk Lake Amendment</b>			
<b>Proponent:</b> <b>Prosperity Goldfields Corp.</b>			
<b>Location:</b> <b>350 Kilometres south of Arviat</b>			
<b>Comments Due By:</b> <b>January 21, 2013</b>	<b>NIRB #:</b> <b>11EN019</b>		
<p><b>Indicate your concerns about the project proposal below:</b></p> <table style="width: 100%; border: none;"> <tr> <td style="vertical-align: top; width: 50%;"> <input type="checkbox"/> no concerns  <input type="checkbox"/> water quality  <input type="checkbox"/> terrain  <input type="checkbox"/> air quality  <input type="checkbox"/> wildlife and their habitat  <input type="checkbox"/> marine mammals and their habitat  <input type="checkbox"/> birds and their habitat  <input type="checkbox"/> fish and their habitat  <input type="checkbox"/> heritage resources in area </td> <td style="vertical-align: top; width: 50%;"> <input type="checkbox"/> traditional uses of land  <input type="checkbox"/> Inuit harvesting activities  <input type="checkbox"/> community involvement and consultation  <input type="checkbox"/> local development in the area  <input type="checkbox"/> tourism in the area  <input type="checkbox"/> human health issues  <input type="checkbox"/> other: _____             _____             _____ </td> </tr> </table> <p><b>Please describe the concerns indicated above:</b></p>          		<input type="checkbox"/> no concerns <input type="checkbox"/> water quality <input type="checkbox"/> terrain <input type="checkbox"/> air quality <input type="checkbox"/> wildlife and their habitat <input type="checkbox"/> marine mammals and their habitat <input type="checkbox"/> birds and their habitat <input type="checkbox"/> fish and their habitat <input type="checkbox"/> heritage resources in area	<input type="checkbox"/> traditional uses of land <input type="checkbox"/> Inuit harvesting activities <input type="checkbox"/> community involvement and consultation <input type="checkbox"/> local development in the area <input type="checkbox"/> tourism in the area <input type="checkbox"/> human health issues <input type="checkbox"/> other: _____ _____ _____
<input type="checkbox"/> no concerns <input type="checkbox"/> water quality <input type="checkbox"/> terrain <input type="checkbox"/> air quality <input type="checkbox"/> wildlife and their habitat <input type="checkbox"/> marine mammals and their habitat <input type="checkbox"/> birds and their habitat <input type="checkbox"/> fish and their habitat <input type="checkbox"/> heritage resources in area	<input type="checkbox"/> traditional uses of land <input type="checkbox"/> Inuit harvesting activities <input type="checkbox"/> community involvement and consultation <input type="checkbox"/> local development in the area <input type="checkbox"/> tourism in the area <input type="checkbox"/> human health issues <input type="checkbox"/> other: _____ _____ _____		
<p><b>Do you have any suggestions or recommendations for this application?</b></p> <p>Civil Aviation</p> <p>Suggestion to register the proposed airstrip with Transport Canada. The advantages of this free service would be to mark their locations on maps and in GPS databases so pilots can find them easier, and allow instrument approach procedures to the sites to be developed when required.</p> <p>The proposed airstrip developments should be constructed as close as possible in accordance with TP 312 Aerodrome Standards and Recommended Practices; in particular the width of runway shoulders and the set back distances for apron parking areas from the runway so as not to interfere with runway operations.</p> <p>The guidance provided in TP 1247 Land Use in the Vicinity of Airports should be considered when locating the landfill sites.</p> <p>NWPP</p> <p>Certain project components may be of interest to the Transport Canada - Navigable Waters Protection Program (NWPP). Any works built or placed in, on, over, under, through or across a navigable waterway should be assessed against the criteria of the Navigable Waters Protection Act (NWPA) Minor Works and Waters Order. Any works that do not meet these criteria will require formal applications to the NWPP.</p>			

8. Comment Form Distribution

<b>Do you support the project proposal? Yes <input type="checkbox"/> No <input type="checkbox"/> Any additional comments?</b>	
<b>Name of person commenting:</b> John Cowan	<b>of</b>
<b>Position:</b>	<b>Organization:</b> Transport Canada
<b>Signature:</b> <a href="mailto:john.cowan@tc.gc.ca">john.cowan@tc.gc.ca</a>	<b>Date:</b> February 12, 2013

## 8. Comment Form Distribution

## COMMENT FORM FOR NIRB SCREENINGS

The Nunavut Impact Review Board (NIRB) has a mandate to protect the integrity of the ecosystem for the existing and future residents of Nunavut. To assess the environmental and socio-economic impacts of the project proposal, NIRB would like to hear your concerns, comments and suggestions about the following project proposal application:

<b>Project Proposal Title:</b> <u>Kiyuk Lake Amendment</u>	
<b>Proponent:</b> <u>Prosperity Goldfields Corp.</u>	
<b>Location:</b> <u>350 Kilometres south of Arviat</u>	
<b>Comments Due By:</b> <u>January 21, 2013</u>	<b>NIRB #:</b> <u>11EN019</u>

**Indicate your concerns about the project proposal below:**

<input type="checkbox"/> no concerns	<input checked="" type="checkbox"/> traditional uses of land
<input checked="" type="checkbox"/> water quality	<input checked="" type="checkbox"/> fruit harvesting activities
<input type="checkbox"/> terrain	<input checked="" type="checkbox"/> community involvement and consultation
<input checked="" type="checkbox"/> air quality	<input checked="" type="checkbox"/> local development in the area
<input checked="" type="checkbox"/> wildlife and their habitat	<input type="checkbox"/> tourism in the area
<input checked="" type="checkbox"/> marine mammals and their habitat	<input type="checkbox"/> human health issues
<input checked="" type="checkbox"/> birds and their habitat	<input type="checkbox"/> other: _____
<input checked="" type="checkbox"/> fish and their habitat	_____
<input type="checkbox"/> heritage resources in area	_____

**Please describe the concerns indicated above:**

All Wildlife Habitats.

**Do you have any suggestions or recommendations for this application?**

Woods want up-dated ot all progress

**Do you support the project proposal? Yes ☒ No ☐ Any additional comments?**

**Name of person commenting:** Douglas Aggark of Chesterfield Inlet

**Position:** Vice-Chairman **Organization:** AQILIQ HTO

**Signature:** [Signature] **Date:** February 12, 2013



**Athabasca Denesuline Negotiation Team**

31 January 2013

Nunavut Impact Review Board  
Attn: Kelli Gillard  
P.O. Box 1360  
Cambridge Bay, NU X0B 0C0

**Re: 11EN019 – Amendment Request: Kiyuk Lake project, Prosperity Goldfield Corp.**

Ms. Gillard,

We are in receipt of your letter dated December 21<sup>st</sup>, 2012, in which you identify amendments to the land use permit, requested by Prosperity Goldfield in regards to their proposed project near Kiyuk Lake, Nunavut.

The Athabasca Denesuline continue to oppose the project, due to the sensitivity of the caribou herds during that time period and due to the direct impact it has on our ability to use the land for cultural and sustenance purposes. Our concerns stated in our response dated May 20, 2011, and December 6<sup>th</sup>, 2011 stand. With every added amendment, this project amplifies its impacts to the AD.

In addition, we have requested in a letter to Prosperity Goldfields, dated June 11<sup>th</sup>, 2012, to meet with this company in order to discuss the validity of their mitigation measures and to ensure that they fully understand the AD concern. Prosperity Goldfields Corp. has not yet met with the AD to discuss this project.

Given the level of traditional activity within the project area, the uncertain effects and possibly cumulative effects on the Qaminirjuaq caribou herd, the unsettled/unresolved claim of the AD, and the inadequate consultation, we cannot support the issuance of an amendment to the Land Use permit within our traditional territory at this time.

Email: [rrobillard@pagc.sk.ca](mailto:rrobillard@pagc.sk.ca) or [tgiroux@pagc.sk.ca](mailto:tgiroux@pagc.sk.ca)

Chief Joseph Custer Reserve # 201

Mailing address: Box 23126 South Hill PO, Prince Albert, Sask. S6V 8A7

Phone: (306) 765-2560 Fax: (306) 763-2973

If you have any questions, please do not hesitate to contact myself directly at (306) 765-2560 or email [rrobillard@pagc.sk.ca](mailto:rrobillard@pagc.sk.ca).

Sincerely,

A handwritten signature in dark ink, appearing to read 'R. Robillard', with a stylized, cursive script.

Ron Robillard  
ADNT Chief Negotiator, Prince Albert Grand Council

cc: Chief Rick Robillard, Black Lake Denesuline First Nation  
Chief Earl Lidguerre, Fond du Lac Denesuline First Nation  
Chief Bart Tsannie, Hatchet Lake Denesuline First Nation  
Adrian Fleming, Prosperity Goldfields

## Canadian Arctic Resources Committee

MAILING ADDRESS: Box 371, Station A, Ottawa, Ontario, Canada, K1N 8V4

OTTAWA OFFICE: 488 Gladstone Avenue TEL: 613.759.4284 FAX: 613.237.3845

February 21, 2013

Ms. Elizabeth Copland  
Chairperson– Nunavut Impact Review Board  
Box 1360, Cambridge Bay, Nunavut, X0B 0C0

Via email: info@nirb.ca

Dear Ms. Copland,

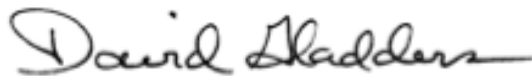
**RE: NIRB 11EN019 Public Comment – Kiyuk Lake Amendment Prosperity Goldfields Corp.**

Thank you for the opportunity to comment on the above request from Prosperity Goldfields Corp.

Our concern is how change will affect the land needs of the caribou for migration, the recuperation requirements, and calving.

Are the trade offs and off sets for this project reasonable, are the long --term benefits achievable and will the threshold for caribou vulnerability be affected when this request is considered in total with other mining exploration activities on the land, mine site development and mine site mineral export.

Yours truly,



David Gladders, Executive Director  
CC: Canadian Arctic Resources Committee







Tel 204-684-2266  
Fax 204-684-2450

## MANITOBA DENESULINÉ

NORTH OF 60  
DENE NÉNÉ LAND CLAIM  
NEGOTIATORS



Tel 204-337-2571  
Fax 204-337-2714

February 20, 2013

Kelli Gillard B.Sc., P.Ag.  
Nunavut Impact Review Board  
P.O. Box 1360 Cambridge Bay,  
NU X0B 0C0

**RE: NIRB File No.: 11EN019 - Comment Request for Prosperity Goldfields Corp.'s Amendment Request to AANDC Land Use Permit for "Kiyuk Lake" project.**

Dear Ms. Gillard;

Manitoba Denesuline (MD) have reviewed the December 21, 2012 NIRB comment request, the May 31, 2011 NIRB Screening Decision Report, the Kiyuk Lake Gold Project: Project Description for Amendment of Land Use Permit N2011C0011 (undated) and discussed the proposed LUP Amendments with representatives of Prosperity Goldfields. Based upon the review of these materials and subsequent discussions with Prosperity, Manitoba Denesuline's comments regarding this request are as follows:

The proposed amendments do not constitute a change in the scope of the project and the MD are not opposed to the project proceeding without a review under Part 5 or 6 of Article 12 of the NLCA.

A Heritage Resources Impact Assessment consistent with the Guidelines for Developers for the Protection of Archeological Resources in the Nunavut Territory should be conducted for the proposed airstrip location as a condition of the LUP. MD note that a Heritage Resources Impact Assessment was conducted in 2011 for an airstrip at a location that is different from the one proposed in the request for amendment. MD request that, as a condition of the LUP, the archeologist or paleontologist conducting the Heritage Resources Impact Assessment for the proposed airstrip location be accompanied by two MD representatives.



**SAYISI DENE NATION**  
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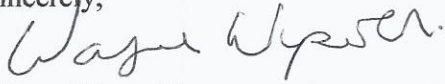
**NORTHLANDS DENE FIRST NATION**  
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MD would like to thank NIRB for the opportunity to comment on the LUP amendment request and the time extension for response, which allowed for a meeting with the Proponent.

MD request that NIRB provide a copy to MD of their decision concerning this application including any additional terms and conditions for the LUP accompanying the decision.

Sincerely,

A handwritten signature in cursive script, appearing to read "Wayne Wysocki".

Wayne Wysocki  
Technical Advisor,  
Manitoba Denesuline